

77-187311

10 SEP 1977

MEMORANDUM FOR: Executive Officer to the DDA

VIA: Director of Logistics

FROM: [REDACTED]

Chief, Procurement Management Staff, OL

SUBJECT: Compliance with Title VI, Civil Rights Act of 1964

REFERENCES: (a) Presidential Memorandum, dtd 20 Jul 77, same subject
(b) Memo, dtd 12 Aug 77, fm D/Pers to A-DDA, same subject (OL 7 3723)

1. Action Requested: Reference (a) memorandum provides notification to CIA that the President intends to enforce the provisions of Title VI, which is the Civil Rights Act of 1964. It goes on to state that the Department of Justice will be following up on this matter and will be contacting various agencies. While no specific action is required by the Presidential memorandum, this paper is written to advise the DDA of actions taken to date in the procurement area toward compliance. The action was initially assigned to Director of Personnel and subsequently transferred by reference (b) through the Executive Officer to the DDA to the Director of Logistics (D/L).

2. Background:

In the fall of 1975 the then D/L, Mr. Michael J. Malanick, along with Messrs. McDonald and [REDACTED] met at [REDACTED] with the DCI's panel on equal opportunity to discuss Agency compliance with various laws and regulations. In preparation for that meeting various actions taken by the Agency in the procurement area toward compliance with Title VI were reviewed in depth. These actions encompassed the

(EXECUTIVE REGISTRY FILE)

W. H. House

OL 7 4225

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inclusion in our Agency contract general provisions of require ASPR clauses in the area of equal opportunity. Section A of our general provisions is attached hereto to substantiate the fact that appropriate clauses have been included and are operating. Applicable clauses are underlined in the index of said general provisions to facilitate in your review.

In conjunction with the actions necessary for compliance, Procurement Note No. 75 was issued to all of our contracting components to establish a procedure for verifying that necessary affirmative action is being taken by Agency contractors whose contracts reach the applicable dollar threshold [redacted] Agency contracting officers are required to call the Procurement Management Staff (PMS) prior to execution of any contract for [redacted] or more to verify that the contractor is in compliance with applicable laws and regulations. The PMS has established cleared contacts in DoD and GSA who provide information on contractor compliance. Contractor compliance includes the filing of affirmative action plans and inspections by cognizant Government agencies to ensure performance of said affirmative action plans.

3. Staff Position: We believe that insofar as Agency industrial contracts are concerned, the Agency is in compliance with the letter and spirit of Title VI. As revisions to Title VI or other applicable laws result in revised or new mandatory ASPR clauses, said clauses will be incorporated into all contracts and appropriate action will be taken.

4. Recommendation: I recommend that no reply be made to the reference (a) memorandum as none is specifically requested and that further requests for information or action on this matter be referred to the Office of Logistics.

Att

cc: D/Pers w/o att
ER w/o att
DDA w/o att
GC w/o att
D/EEO w/o att

THE WHITE HOUSE
WASHINGTON

July 20, 1977

2073

77-2477

MEMORANDUM FOR THE HEADS OF

EXECUTIVE DEPARTMENTS AND AGENCIES

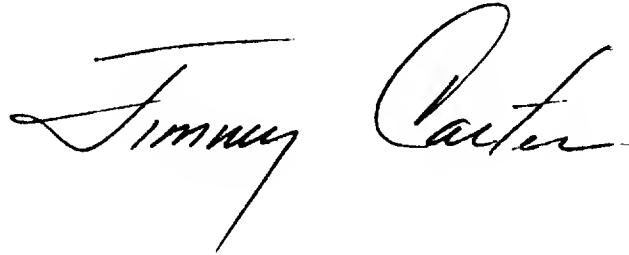
Title VI of the Civil Rights Act of 1964 writes into law a concept which is basic to our country -- that the government of all the people should not support programs which discriminate on the grounds of race, color, or national origin. There are no exceptions to this rule; no matter how important a program, no matter how urgent the goals, they do not excuse violating any of our laws -- including the laws against discrimination.

This Administration will enforce Title VI. This means, first, that each of you must exert firm leadership to ensure that your department or agency enforces this law.

Second, there must be central guidance and oversight of Title VI enforcement. Executive Order 11764 places with the Attorney General the responsibility for coordinating Title VI enforcement and for approving rules, regulations and orders which departments or agencies issue under Title VI. I want the Attorney General to work closely with each of you to help you make sure that your department or agency is doing an effective job, and I have asked him to give this matter a high priority. The Department of Justice will shortly be contacting each department and agency to determine what action has been taken to comply with the Attorney General's Title VI regulations. You should insist that your staff cooperate fully with the Department of Justice staff as they carry out this task and their other responsibilities under the Executive Order.

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Finally, as you know, Title VI was intended to provide an administrative mechanism for insuring equal treatment in Federal programs. Consequently, administrative proceedings leading to fund terminations are the preferred method of enforcing Title VI, and this sanction must be utilized in appropriate cases. There may be some instances, however, where litigation is in order. You must make sure such cases are referred to the Department of Justice. The effective use of the sanctions provided by Title VI is an essential element of this Administration's effort to guarantee that Federal funds do not flow to discriminatory programs.

A handwritten signature in cursive script, reading "Jimmy Carter". The signature is written in dark ink on a white background.

UNCLASSIFIED	CONFIDENTIAL	SECRET
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Approved For Release 2004/03/23 : CIA-RDP80M00165A002200100008-2

EXECUTIVE SECRETARIAT

Routing Slip

TO:		ACTION	INFO	DATE	INITIAL
1	DCI		X		
2	DDCI		X		
3	D/DCI/IC				
4	DDS&T				
5	DDI				
6	DDA	X			
7	DDO				
8	D/DCI/NI				
9	GC		X		
10	LC				
11	IG				
12	Compt				
13	D/Pers				
14	D/S				
15	DTR				
16	A/DCI/PA				
17	AO/DCI				
18	C/IPS				
19	DCI/SS				
20	D/EE0		X		
21					
22					
SUSPENSE		Date			

Remarks:

D/PERS

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Executive Secretary

Approved For Release 2004/03/23 : CIA-RDP80M00165A002200100008-2

Date

77-4581
DD/A Register
77-4581

12 AUG 1977

MEMORANDUM FOR: Acting Deputy Director for Administration

FROM : F. W. M. Janney
Director of Personnel

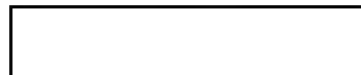
SUBJECT : Title VI, Civil Rights Act of 1964

REFERENCE : Presidential Memorandum dtd 20 Jul 77, same subj

1. Reference which was sent to the Office of Personnel for comment discusses the Administration's support for Title VI of the Civil Rights Act of 1964 and advises the Attorney General will be contacting each department and agency of the Government to determine what action has been taken to comply with the Attorney General's Title VI regulations.

2. Attached are copies of 42 U.S.C. 2000d through 2000d-4 where Title VI has been codified. As indicated in reference, Title VI deals with the Federally assisted programs and the Civil Rights ramifications thereof. This does not appear to be an Office of Personnel matter but rather belongs with the Office of Logistics and other Agency offices having contact or contracts with private firms.

3. Also attached is a copy of the Attorney General's Title VI regulations mentioned in reference.


F. W. M. Janney

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Atts.
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